IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.160 OF 2005
IN
SUIT NO.5377 OF 1999

Development Credit Bank Ltd. ... Plaintiff

V/s.

Kasamali S. Musani & Ors. ...Defendants

Shri.R.P.Nayar i/b. Juris Consultant for the plaintiff.
Shri.A.R. Pande for defendant No.1 in support.

CORAM : D.K. DESHMUKH, J.
DATED : 08/09/2006

P.C.:-

1. Admittedly, defendants were served with notice of motion. When the matter was taken out for final hearing, defendant No.1 did not appear. He did not file reply. That he wanted to settle the matter with the bank is hardly a reason for not appearing in court and for not filing reply. For such reasons orders made by the court can not be set aside. Notice of motion therefore is disposed of.

(D.K. DESHMUKH, J.)